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10 Counsel for Defendant, DOUGLAS STORMS YORK

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12
13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION

16 UNITED STATES OF AMERICA,) No. 15-00226 EJD
17 Plaintiff,)
18 v.) DEFENDANT DOUGLAS STORMS
19) YORK'S AMENDED PROPOSED
20) VERDICT FORM
21) Pretrial Conf.: August 24, 2015
22 DOUGLAS STORMS YORK,)
23 Defendant.) Time: 10:00 a.m.
24) Trial Date: August 25, 2015

25
26 Defendant Douglas Storms York submits the amended proposed verdict form attached
as Exhibit A.

27 Dated: August 14, 2015

28 Respectfully submitted,

29 STEVEN G. KALAR
30 Federal Public Defender

31 */s/ Graham Archer*

32 GRAHAM ARCHER
33 Assistant Federal Public Defender

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EXHIBIT A
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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) No. CR 15-00226 EJD
Plaintiff,) VERDICT
v.)
DOUGLAS STORMS YORK,)
Defendant.)

COUNT ONE: 18 U.S.C. § 912 – False Impersonation of An Employee of the United States

1) Did the government prove beyond a reasonable doubt that Mr. York falsely assumed and pretended to be an employee acting under the authority of the United States Internal Revenue Service?

NO

_____ YES (proceed to question two)

1
2) Did the government prove beyond a reasonable doubt that Mr. York acted in such a
2
manner as an employee of the United States Internal Revenue Service, by falsely stating he
3
was an Agent of the Internal Revenue Service engaged in investigating tax records?
4

5 ____ NO
6

7 ____ YES (proceed to question three)
8

9
10) Did the government prove beyond a reasonable doubt that Mr. York acted with the intent
11 to defraud?
12

13 ____ NO
14

15 ____ YES
16

17 If you answered “No” to questions one, two or three, you must find Mr. York Not Guilty of
18 the offense as charged in Count One.
19

20
COUNT TWO: 47 U.S.C § 223(a)(1)(C) – Telecommunications Device Harassment
21

22 1) Did the government prove beyond a reasonable doubt that Mr. York did not disclose his
23 identity?
24

25 ____ NO
26

27 ____ YES (proceed to question two)
28

29 2) Did the government prove beyond a reasonable doubt that Mr. York acted with the intent
30 to abuse, threaten and harass a specific person?
31

32 ____ NO
33

34 ____ YES (proceed to question three)
35

3) Did the government prove beyond a reasonable doubt that Mr. York used a telecommunications device that moved through interstate and foreign communications?

_____ NO

YES

If you answered "No" to questions one, two or three, you must find Mr. York Not Guilty of the offense as charged in Count Two.

Therefore, we the jury in the above-captioned case, unanimously find the Defendant, Douglas Storms York:

_____, (Not Guilty or Guilty) of False Impersonation of a Federal Employee, in violation of 18 U.S.C. § 912.

_____ (Not Guilty or Guilty) of Telecommunications Device Harassment, in violation of 47 U.S.C. § 223(a)(1)(C).

Dated: _____, 2015

JURY FOREPERSON